

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to GUADALUPE H. GUZMAN
BLANCA E. GUZMAN
5925 Fuller Court
Riverside, CA 92504

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property.

That portion of public street right of way of Hollyridge Drive together with that portion of public street right of way of Fuller Court as shown by map on file in Book 57, Pages 14 and 15, of Maps, records of Riverside County, California, as shown on the attached Exhibit "A",

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows: Construction and maintenance of a brick and wrought iron fence encroaching a maximum of 5.5' into said public street right of way.

- 1A. Permittee shall construct fence a minimum of 3 feet away from any point on the existing fire hydrant.
- 1B. Permittee shall obtain a street opening permit from the Public Works Department prior to construction.
- 1C. Prior to construction, Permittee shall contact all utility companies with facilities in the permit area to determine if the proposed encroachment will conflict with any existing or proposed facilities.
- 1D. Permittee shall keep clear of existing electric conduit and cable at front of property.
- 1E. Height of fence shall not exceed 32".

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall, within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: SEP. 28 1990

CITY OF RIVERSIDE, a municipal corporation

By Terry Frenzel Mayor

Attest Alice P. Hare City Clerk

The foregoing is accepted by:

Blanca E. Espinoza
(Signature(s) of Permittee)

APPROVED AS TO CONTENT

Bruce Beil
Department Head - Public Works

Dieter P. Witzfeld PH
Department Head - Public Utilities

APPROVED AS TO FORM

John Woodhead
City Attorney

Terry Nelson for D.W.B.
Department Head - Park and Recreation

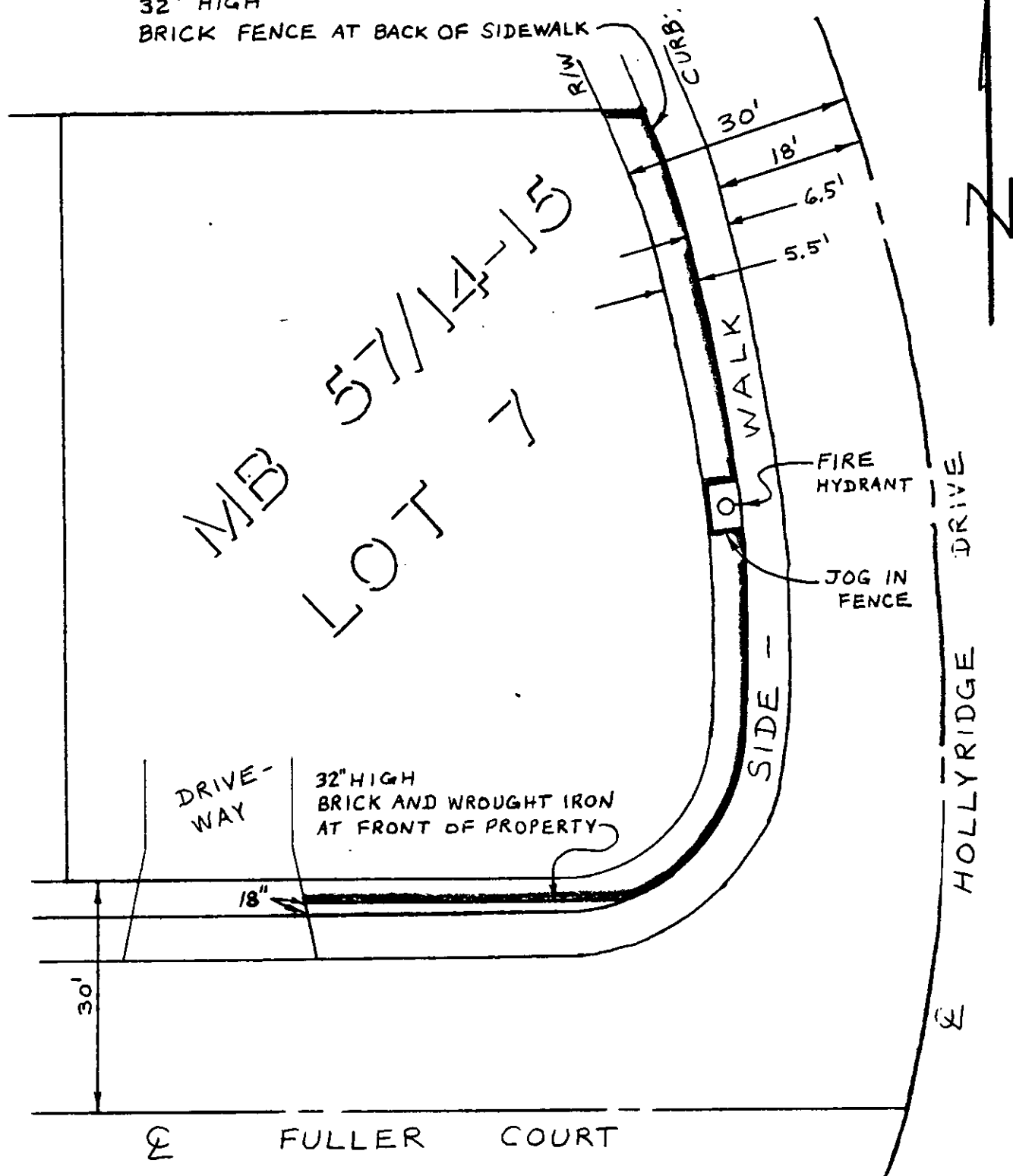
Mark E. [unclear] for
Department Head - Planning

CITY MANAGER APPROVAL

Robert E. Frenzel
City Manager

[Signature]
Traffic Engineer

32" HIGH
BRICK FENCE AT BACK OF SIDEWALK



ENCROACHMENT PERMIT

EXHIBIT "A"
SHEET 2 OF 2

E-1162